

**FILED**  
**OCT 08 2021**  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
TOLEDO

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

**IN RE: SEIZURE OF \$86,526.00 U.S.  
CURRENCY**

) | Case No. **3:21 MC 75**

) Judge **JUDGE HELMICK**

**MOVANT/PARTY IN INTEREST:  
SAMER ALI MOUSSA**

) **MOTION FOR RETURN OF  
PROPERTY**

)

)

Now comes Party in Interest, Samer Ali Moussa, by and through counsel, and respectfully moves, pursuant to Federal Rule of Criminal Procedure 41(g) and 18 U.S.C. (a)(3)(B), for the prompt return of \$86,526.00 in U.S. currency seized on or about February 12, 2021 for the following reasons:

1. Said currency was seized in the Northern District of Ohio by the Ohio State Highway Patrol.
2. The Highway Patrol turned the seized currency over to the United States Drug Enforcement Administration (DEA).
3. The DEA "adopted" the seizure, and commenced a Civil Administrative Forfeiture Proceeding.
4. Party in Interest, Samer Ali Moussa, filed a timely Claim of Ownership with the DEA.

5. On June 4, 2021, the DEA confirmed receipt of said Claim of Ownership and referred the matter to the Office of the United States Attorney for the Northern District of Ohio (See, letter from DEA Asset Forfeiture Section appended hereto as Exhibit 1).

6. More than ninety (90) days have elapsed and the government has not filed a Complaint for Judicial Forfeiture of the currency nor returned said currency to its owner, Party in Interest, herein.

7. Under such circumstances 18 U.S.C. (A)(3)(B) mandates that the currency be promptly returned to Party in Interest, Samer Ali Moussa.

8. This Motion is supported by a Memorandum filed herewith.

WHEREFORE, the \$86,526.00 in U.S. currency which is the subject of this Motion must be promptly returned to its rightful owner, Party in Interest, Samer Ali Moussa as required by 18 U.S.C. 983(a)(3)(B).

Respectfully submitted,

/s/ John F. Potts

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Attorney for Movant/Party in Interest

**CERTIFICATION**

This is to certify that a copy of the foregoing was hand delivered this 9<sup>th</sup> day of October, 2021 to the U.S. Attorney's Office, Four Seagate, Third Floor, Toledo, OH 43604.

/s/:John F. Potts

John F. Potts (0033846)